

**IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

INNER-TITE CORP.,

Plaintiff

v.

DEWALCH TECHNOLOGIES, INC.,

Defendant

§  
§  
§  
§  
§  
§  
§  
§  
§  
§  
§

Civil Action No.  
04-40219-FDS

**ASSENTED-TO MOTION TO SEAL DOCUMENTS**

Defendant DeWalch Technologies, Inc. hereby moves to file under seal, pursuant to the Parties' Stipulated Protective Order entered by the Court in this case, the following documents:

**DEFENDANT DEWALCH'S MEMORANDUM IN SUPPORT OF ITS  
MOTION TO RECONSIDER THE COURT'S MEMORANDUM AND ORDER  
ON CROSS-MOTIONS FOR SUMMARY JUDGMENT AND TO STRIKE  
AFFIDAVITS**

**CERTIFICATION PURSUANT TO LOCAL RULE 7.1**

I hereby certify that counsel for the parties have conferred regarding the issues presented by this motion and that Defendant's counsel consents to this motion.

Dated: December 5, 2007

Respectfully Submitted,

/s/ Denise W. DeFranco  
Denise W. DeFranco (BBO 558859)  
E-mail: [denise.defranco@finnegan.com](mailto:denise.defranco@finnegan.com)  
FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.  
55 Cambridge Parkway  
Cambridge, MA 02142  
Phone: (617) 452-1600  
Facsimile: (617) 452-1666

Peter Mims (Texas Bar No. 14173275)  
Admitted *pro hac vice*  
VINSON & ELKINS, LLP  
2300 First City Tower  
1001 Fannin Street  
Houston, Texas 77002-6760  
Phone: 713.758.2732  
Facsimile: 713.651.5703

**Certificate of Service**

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants on the NEF.

Dated: December 5, 2007

/s/ Denise W. DeFranco  
Denise W. DeFranco (BBO 558859)  
E-mail: [denise.defranco@finnegan.com](mailto:denise.defranco@finnegan.com)  
FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.  
55 Cambridge Parkway  
Cambridge, MA 02142  
Phone: (617) 452-1600  
Facsimile: (617) 452-1666